IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF TENNESSEE WESTERN DIVISION

)		
TOMMIE TUCKER and Wife)		
CANDACE TUCKER,)		
)		
Plaintiffs,)		
)		
v.)	Case No.:	11-2326-D
••	,	case no	11 2520 1
	,		
BAPTIST MEMORIAL HEALTHCARE)		
CORPORATION, D/B/A BAPTIST)		
HOSPITAL-MEMPHIS and CARDIOVASCULAR)		
SURGERY CLINIC, PLLC,)		
)		
Defendants.)		

CONSENT ORDER OF DISMISSAL WITH PREJUDICE FOR DEFENDANT CARDIOVASCULAR SURGERY CLINIC, PLLC

Through their undersigned counsel, the parties to this action hereby inform the Court and stipulate that the parties have entered into a definitive agreement for the settlement of all matters in controversy in this action, which includes, without limitation, a release of all claims asserted by Plaintiffs against Defendant Cardiovascular Surgery Clinic, PLLC in this action, and further provides for the parties' consent to this stipulation and dismissal.

IT IS THEREFORE ORDERED, ADJUDGED, AND DECREED that this action be and hereby is dismissed in its entirety, with prejudice,

each party to bear her, his or its own fees and costs. Non-discretionary costs only are assessed against the Defendant, Cardiovascular Surgery Clinic, PLLC.

IT IS SO ORDERED.

s/ Tu M. Pham
TU M. PHAM
United States Magistrate Judge

<u>February 15, 2012</u>
Date

STIPULATED, APPROVED, AND CONSENTED TO:

_/s William Raiford, III William Raiford, III (12764) Merkel & Cocke 30 Delta Avenue P.O. Box 1388 Clarksdale, MS 38614-1388

ATTORNEY FOR PLAINTIFFS

_/s Shannon Wiley__

Buckner Wellford (9687) Shannon Wiley (29452) Baker, Donelson, Bearman, Caldwell & Berkowitz 165 Madison Avenue, 20th Floor Memphis, TN 38103

ATTORNEYS FOR DEFENDANT CARDIOVASCULAR SURGERY CLINIC, PLLC